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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

BWB CO., LTD,

**Plaintiff,**

CASE No. 3:23-cv-05917-JD

v.

ALIBABA GROUP HOLDING LIMITED,  
a Cayman Islands company, ALIBABA  
GROUP (US) INC., a Delaware company,  
ALIBABA CLOUD US LLC, a Delaware  
limited liability company, ALIBABA.COM  
US LLC, a Delaware limited liability  
company, ALIBABA.COM US ECOMMERCE  
CORP., a Delaware company.

### Defendants.

**JOINT STIPULATION TO CONTINUE  
INITIAL CASE MANAGEMENT  
CONFERENCE**

Complaint filed: November 15, 2023

1 Plaintiff BWB Co., Ltd and Defendants Alibaba Group Holding Limited, Alibaba  
 2 Group (US) Inc., Alibaba Cloud US LLC, Alibaba.Com, US LLC, and Alibaba.Com US  
 3 Ecommerce Corp. (collectively, “Defendants”) hereby stipulate and agree as follows:

4 **WHEREAS**, on November 15, 2023, Plaintiff filed a Complaint for Patent  
 5 Infringement against Defendants;

6 **WHEREAS**, on January 26, 2024, Defendants filed a motion to dismiss the Complaint  
 7 (the “Motion”);

8 **WHEREAS**, the initial case management conference in this action is currently  
 9 scheduled for February 15, 2024;

10 **WHEREAS**, the Motion is currently scheduled to be heard on March 7, 2024;

11 **WHEREAS**, the parties believe good cause exists to briefly continue the initial case  
 12 management conference because the pending Motion may affect certain deadlines tied to the  
 13 initial case management conference, such as initial infringement contentions and invalidity  
 14 contentions;

15 **NOW, THEREFORE**, subject to the approval and convenience of the Court, the  
 16 parties stipulate and agree as follows:

17 The initial case management conference shall be extended from February 15, 2024 to 21  
 18 days after any decision on the Motion.

19 By entering into this stipulation, the parties do not waive, but rather expressly reserve,  
 20 all rights and defenses they may have in this action, including, without limitation, personal and  
 21 subject matter jurisdiction defenses.

22 It is so stipulated:

23 DATED: February 2, 2024

24 By: /s/ Bo Bryan Jin  
 25 SIMPSON THACHER & BARTLETT LLP  
 26 Bo Bryan Jin (SBN 278990)  
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2

3 *Counsel for Defendants Alibaba Group Holding*  
4 *Limited, Alibaba Group (US) Inc., Alibaba Cloud*  
*US LLC, Alibaba.com US LLC, and Alibaba.com US*  
*Ecommerce Corp.*

5  
6 DATED: February 2, 2024  
7

8 By: /s/ Michael A. DiNardo  
9 YK LAW, LLP  
10 Michael A. DiNardo, Esq. 216991  
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11 *Counsel for Plaintiff BWB Co., Ltd.*  
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## **ORDER**

Pursuant to the stipulation of the parties, it is HEREBY ORDERED that the case management conference currently scheduled for February 15, 2024 shall be continued to 21 days after a ruling on Defendants' pending motion to dismiss [Dkt. No. 25].

DATED: February \_\_\_\_\_, 2024

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Honorable James Donato  
United States District Judge

1                   **Attestation Pursuant to Civil Local Rule 5-1(h)(3)**

2                   Pursuant to Local Rule 5-1(h)(3), I hereby attest that all other signatories listed, and on  
3                   whose behalf this filing is jointly submitted, concur in this filing's content and have authorized me  
4                   to file this document.

5                   DATED: February 2, 2024

6                   By: /s/ Bo Bryan Jin  
7                   SIMPSON THACHER & BARTLETT LLP  
8                   Bo Bryan Jin (SBN 278990)  
9                   bryan.jin@stblaw.com  
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16                  *Counsel for Defendants Alibaba Group Holding  
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18                  US LLC, Alibaba.com US LLC, and Alibaba.com US  
19                  Ecommerce Corp.*

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